

DISPOSITION: February 4, 1949. Default decree of condemnation and destruction. The product was ordered delivered to a Federal institution, for use as animal feed.

14135. Adulteration of self-rising and plain flour, waffle mix, and pancake mix U. S. v. 28 Sacks, etc. (F. D. C. No. 25857. Sample Nos. 1110-K to 1114-K, incl., 1116-K, 1314-K, 1315-K.)

LIBEL FILED: October 15, 1948, Middle District of Georgia.

ALLEGED SHIPMENT: Between the approximate dates of May 22 and August 11 1948, from Hopkinsville, Ky., Johnson City, Tenn., and Ellicott City, Md.

PRODUCT: 13,735 pounds of self-rising flour, 2,700 pounds of plain flour, 570 pounds of waffle mix, and 90 pounds of pancake mix at Athens, Ga.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of insects. The products were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: November 18, 1948. Webb-Crawford Co., Inc., Athens, Ga., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the products were ordered released under bond to be denatured for use as stock feed.

14136. Adulteration of flour and popcorn. U. S. v. 10 Bags * * * (and 2 other seizure actions). (F. D. C. Nos. 26130 to 26132, incl. Sample Nos. 1616-K, 1709-K, 1710-K.)

LIBEL FILED: December 13, 1948, Northern District of Georgia.

ALLEGED SHIPMENT: On or about September 22 and 29 and October 13 and 22, 1948, from Kansas City, Mo., Chicago, Ill., and Murray, Ky.

PRODUCT: 21 100-pound bags of flour and 15 100-pound bags of popcorn at Atlanta, Ga., in possession of the Bonded Service Warehouse.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of rodent excreta; and, Section 402 (a) (4), they had been held under insanitary conditions whereby they may have become contaminated with filth. The products were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: February 4, 1949. Default decrees of condemnation. The products were ordered delivered to a Federal institution, for use as animal feed.

14137. Adulteration and misbranding of enriched phosphated flour. U. S. v. The Wolf Milling Company of Neosho. Plea of nolo contendere. Fine, \$100. (F. D. C. No. 24519. Sample No. 26703-K.)

INFORMATION FILED: May 29, 1948, Western District of Missouri, against the Wolf Milling Co. of Neosho, a corporation, Neosho, Mo.

ALLEGED SHIPMENT: On or about August 21, 1947, from the State of Missouri into the State of Arkansas.

LABEL, IN PART: "Southern Lady Enriched Phosphated Flour."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), valuable constituents, vitamin B₁, riboflavin, and niacin, had been in part omitted from the article.

Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for enriched flour since it contained less than 2.0 milligrams of thiamine (vitamin B₁), less than 1.2 milligrams of riboflavin, and less than 16.0 milligrams of niacin in each pound.

DISPOSITION: October 29, 1948. A plea of nolo contendere having been entered, the court imposed a fine of \$100.

MACARONI AND NOODLE PRODUCTS

14138. Adulteration of macaroni and spaghetti. U. S. v. 12 Cases, etc. (F. D. C. No. 26421. Sample Nos. 4101-K to 4103-K, incl.)

LIBEL FILED: January 19, 1949, District of Massachusetts.

ALLEGED SHIPMENT: On or about December 15, 1948, by V. La Rosa & Sons, Inc., from Danielson, Conn.

PRODUCT: 12 cases, each containing 20 1-pound packages, of macaroni and 25 cases, each containing 20 1-pound packages, of spaghetti at Boston, Mass.

LABEL, IN PART: "La Rosa Grade A Macaroni Enriched Elbows," "La Rosa Enriched Thin Spaghetti," or "La Rosa Enriched Spaghetti."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insect fragments; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: March 7, 1949. Default decree of condemnation and destruction.

14139. Adulteration of spaghetti. U. S. v. 294 Cases * * *. (F. D. C. No. 25941. Sample No. 23357-K.)

LIBEL FILED: November 17, 1948, Northern District of Alabama.

ALLEGED SHIPMENT: On or about July 20, 1948, from Lockport, Ill.

PRODUCT: 294 cases, each containing 24 8-ounce packages, of spaghetti at Bessemer, Ala.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects. It was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 17, 1948. Default decree of condemnation. The product was ordered delivered to a public institution, to be denatured and used for animal feed.

14140. Adulteration of noodles. U. S. v. 400 Cartons, etc. (F. D. C. No. 25964. Sample Nos. 9232-K, 9233-K.)

LIBEL FILED: October 22, 1948, Southern District of New York.

ALLEGED SHIPMENT: On or about September 14, 1948, by the Kurtz Bros. Corp., from Bridgeport, Pa.

PRODUCT: 544 10-pound cartons of noodles at New York, N. Y.

LABEL, IN PART: (Carton) "Plain Folded Noodles * * * Three Castle Brand" or "Pure Egg Noodles * * * Lucky Boy Brand."